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Attorney for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

CUSTODIA BANK, INC.,)
)
Plaintiff,)
)
v.) Civil Number: 22-cv-00125-SWS
)
FEDERAL RESERVE BOARD OF)
GOVERNORS and FEDERAL RESERVE)
BANK OF KANSAS CITY,)
)
Defendants.)

**DECLARATION OF RYAN SCARBOROUGH IN SUPPORT OF PLAINTIFF CUSTODIA BANK, INC.'S
OPPOSITION TO THE FEDERAL RESERVE BANK OF KANSAS CITY'S
MOTION TO STRIKE REPORTS AND EXCLUDE THE TESTIMONY OF KATIE S. COX**

I, Ryan Scarborough, declare as follows:

1. I am an attorney at Williams & Connolly LLP, counsel for the Plaintiff in the above-captioned action.
2. I respectfully submit this declaration in support of Plaintiff Custodia Bank, Inc's Opposition to the Federal Reserve Bank of Kansas City's Motion to Strike Reports and Exclude the Testimony of Katie S. Cox.
3. Attached hereto as Exhibit A is a true and accurate copy of excerpts from the depositions of Katie Cox, dated December 19 and 20, 2023.

4. Attached hereto as Exhibit B is a true and accurate copy of Katie Cox's Expert Report, submitted October 20, 2023.

5. Attached hereto as Exhibit C is a true and accurate copy of Katie Cox's Supplemental Expert Report, dated December 4, 2023.

6. Attached hereto as Exhibit D is a true and accurate copy of excerpts from the Federal Reserve Bank of Kansas City's 30(b)(6) deposition, dated November 16, 2023.

DATED this 16th day of February, 2024.

/s/ Ryan Scarborough

Ryan Scarborough, *pro hac vice*
WILLIAMS & CONNOLLY, LLP
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Washington, DC 20024
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Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served this day of February 16, 2024, addressed to:

Mark Van Der Weide
 Joshua P. Chadwick
 Yvonne F. Mizusawa
 Yonatan Gelblum
 Katherine Pomeroy
 BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM
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/s/ Ryan Scarborough
 Ryan Scarborough, *pro hac vice*